

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

DAVID HEMENWAY

SUMMONS IN A CIVIL ACTION

V.

NCO FINANCIAL SYSTEMS, INC. and KEVIN
SIMMONS, Jointly and Severally

CASE NUMBER:

07 CV 10933
JUDGE JONES

TO: (Name and address of Defendant)

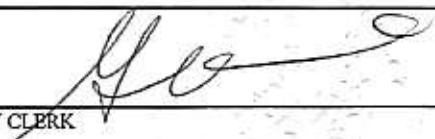
NCO Financial Systems, Inc.
500 North Franklin Tpke
P.O. Box 585
Ramsey, NJ 07446

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Brent E. Pelton, Esq.
Pelton Serpe LLP
111 Broadway, 9th Floor
New York, New York 10006

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

CLERK



(By) DEPUTY CLERK

DATE

NOV 30 2007

UNITED STATES DISTRICT COURT/SOUTHERN DISTRICT OF NEW YORK Attorney: PELTON SERPE LLP

DAVID HEMENWAY

Plaintiff(s)

- against -

Index # 07 CV 10933

NCO FINANCIAL SYSTEMS, INC., ETANO

Defendant(s)

Purchased November 30, 2007
File # 85 (D) WC (85)

AFFIDAVIT OF SERVICE

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

DAN KNIGHT BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION, OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on December 17, 2007 at 12:30 PM at

500 NORTH FRANKLIN TURNPIKE
P.O. BOX 585
RAMSEY, NJ07446

deponent served the within SUMMONS AND COMPLAINT on NCO FINANCIAL SYSTEMS, INC. therein named,

CORPORATION a DOMESTIC corporation by delivering thereat a true copy of each to JOE NICHOLAS personally, deponent knew said corporation so served to be the corporation described in said SUMMONS AND COMPLAINT as said Defendant and knew said individual to be the GENERAL AGENT thereof.

Deponent further states that he describes the person actually served as follows:

Sex	Skin Color	Hair Color	Age (Approx.)	Height (Approx.)	Weight (Approx.)
MALE	WHITE	BROWN	42	5'10	195

That at the time of such service deponent knew the person so served as aforesaid to be the same person mentioned and described as the Defendant in this action.

Sworn to me on: January 9, 2008

JOEL GRABER
Notary Public, State of New York
No. 02GR4699723
Qualified in New York County
Expires February 10, 2010

JOSEPH KNIGHT
Notary Public, State of New York
No. 01KN6178241
Qualified in New York County
Expires November 26, 2011

JONATHAN GRABER
Notary Public, State of New York
No. 01GR6156780
Qualified in New York County
Expires December 4, 2010

DAN KNIGHT

Invoice #: 452854

UNITED PROCESS SERVICE, INC., 3RD FLOOR, 315 BROADWAY, NEW YORK, NY 10007 - (212) 619-0728